

REMARKS

The Office Action mailed April 8, 2010, has been carefully considered together with the reference cited therein. The amendments and remarks presented herein are believed to be fully responsive to the Office Action. The amendments made herein are fully supported by the Application as originally filed. No new matter has been added. Accordingly, reconsideration of the present Application in view of the above amendments and following remarks is respectfully requested.

Claim Status

By this Amendment, claim 10 has been cancelled and its limitations added to independent claim 1.

Claim Rejections Under 35 USC § 102

Claims 1-7 and 9-10 are rejected under 35 USC § 102(b) as being anticipated by Dietz et al. (US Patent 5,318,627). This rejection is respectfully overcome.

As the Office will kindly note, independent claim 1 has been amended to recite a method of coloring a color filter, inkjet ink, electrophotographic toner, electrophotographic developer or electronic ink. Nowhere in Dietz et al. is there mentioned a method for coloring a color filter, inkjet ink, electrophotographic toner, electrophotographic developer or an electronic ink.

The Office holds that "the pigment preparation taught by Dietz are especially useful in printing inks or toners by adding the pigment preparation to high molecular weight organic materials..." While it is true that Dietz mentions "printing inks" (column 1, lines 16 and column 7 lines 51-52), a printing ink is not an inkjet ink. An inkjet ink is not based on nitrocellulose (columns 11, line 52). A nitrocellulose based printing ink is a customary offset printing ink. Thus, it is not the case that Dietz can anticipate a method of coloring an inkjet ink.

The Office also states that Dietz mentions electrophotographic toners. Applicants respectfully can not agree. Although Dietz uses the word "toner" in column 7, line 42, such term refers to a meaning that has nothing to do with electrophotography. When the Dietz reference was created, the technology of electrophotography had yet to be invented. In older documents, this term, namely, "toner" refers to a "pigment blend or laked pigments." That meaning is plausible as it reads "as toners" not "in toners." A pigment preparation, *per se*, cannot be an electrophotographic toner itself, rather it requires a binder resin. The Office states that the Dietz reference speaks to "binder resin of toners" (Page 3, Carryover Paragraph of the Office Action). However, after scrutiny of the reference, Applicants can find no expression of this phrase.

For all the foregoing reasons, it is respectfully contended that the 35 USC § 102 rejection of claims 1-7 and 9 and 10 as being anticipated under the 35 USC § 102(b) by Dietz et al. has been overcome. In consequence, Applicants courteously solicit reconsideration and withdrawal of the rejection.

Claim Rejection Under 35 USC § 103

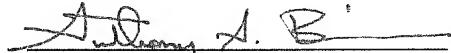
Claim stands rejected under 35 USC § 103(a) as being unpatentable over Dietz et al. (US 5,318,627) in view of Coffey (US PGP 2002/0119314). This rejection is respectfully traversed.

For at least the reasons advanced with respect to § 102 rejection, above, the addition of Coffey does not make up for the inadequacies of Dietz et al. As claim 8 is dependent upon independent claim 1, it is respectfully contended, that claim 8 can not be made obvious by any combination of Dietz et al. in view of Coffey. For at least this reason, it is respectfully requested the Office reconsider and withdraw the § 103 rejection.

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In view of the forgoing amendments and remarks, the present Application is believed to be in condition for allowance, and reconsideration of it is requested. If the Office disagrees, the Examiner is invited to contact the attorney for Applicants at the telephone number provided below.

Respectfully submitted,



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